

FAITH CURISTS' NOVEL DEFENSE

Healer and Parents of Esther Quimby Will Introduce Evidence That Christian Science Has Made People Well.

STATE SAYS IT KILLED CHILD

Attorney for Defendants, Who Are Accused of Manslaughter, Outlines His Plans and Says Mrs. Eddy Is Not in the Case.

The trial of John Carroll Lathrop, the Christian Science healer, and John and Georgiana Quimby, the parents of little Esther Quimby, who died at White Plains of diphtheria, on a charge of manslaughter, will, according to a statement made by their counsel to-day, bring out evidence of a kind never before adduced in the courts. It will consist of expert testimony of cures effected by Christian Science where all the science of medicine has failed.

"This testimony," said Samuel M. Gardinier, attorney for the Christian Scientists, to an Evening World reporter to-day, "will form the basis of the defense to the manslaughter indictment should the prosecution appear to have made out any case."

Shall the Law Prescribe. "Under the law, however," said Mr. Gardinier, "there is nothing that the Quimbys or young Lathrop have done to make them amenable to the criminal statutes. The law simply states that a parent or a guardian must provide for the necessities of dependants in critical times."

"But shall the law prescribe whether in times of illness a homeopathic or allopathic physician shall be employed, or whether the treatment shall be medicine or electricity? No; the law leaves this to the wise discretion of the parents and this whole case resolves into an issue of wise discretion. In my opinion this case will be the most important ever tried upon which hinges the personal and constitutional liberties of parents and guardians, and the outcome will be the defining of the law in defining the scope and limitations of Christian Scientists."

Legislatures have long contemplated this most serious question, and before this trial is over they will see that the framing of a statute cannot be delayed any longer.

Is a Doctor a Necessity? "We have no fear that the State can convict for this charge, for it will have to be shown that Mr. Lathrop deprived the child of some vital necessity. Lathrop went to White Plains with the best of intentions to aid the child, or the best interest of the child. He only received \$1 for his services, where a physician might have asked \$20. The mother and father in their wise discretion thought that he could do for the child better than any other, and we assert that by the exercise of that wise discretion they transgressed no law."

"Living in mine one famous case where no defense was interposed we have made an elaborate plan to defend should it be necessary. We desire to make a test case out of the one at hand and for that reason demurred to the indictment yesterday in order to see that they were rock-bound, for it would be no victory for us to win under a disingenuous indictment."

"I have no knowledge of any \$10,000 fund to aid the Quimbys in their trial, and I can state positively that neither Mrs. Eddy nor any one representing her will take any active part in defending the charges."

Mrs. Eddy Not in the Case. "When we do not in our defense we will summon witnesses to show that in many cases where materia-medica not only failed to cure, but killed, in similar cases Christian Science prevailed against the disease. We will endeavor to hurry along the trial as much as possible, and hope that it will be reached next week."

Mr. Gardinier said that though he was in the case simply as an attorney, he felt a keen sympathy with Christian Science. He said, however, that he had not abandoned the case with a sigh, as he had been brought up.

GROUT NOW FAVORS MONEY FOR MUTES.

Withdraws the Recommendation that No Appropriation Be Made for Their Institution.

The adjourned hearing of the charges against the Institution for the Improved Instruction of Deaf Mutes was taken up by the Board of Estimate and Apportionment to-day. These proceedings have been temporarily held in abeyance pending Comptroller Grout's conference with the State Board of Charities.

Comptroller Grout made the following statement: "As a result of the conference with President Stewart, of the State Board of Charities, and Trustees of the Institution, I withdraw the recommendation that no appropriation for the year 1902 be made by the Board of Estimate and Apportionment for the Improved Institution of Deaf Mutes and that the institution be closed."

"The Trustees at the above conference agreed to withdraw their present answer and interpose another within ten days."

Former Justice Cohen, who has appeared at the several hearings in defense of the institution, said that he was pleased at the change of affairs, and the trustees, too, he added, would doubtless be pleased.

The Mayor then said: "I too wish to add a word to the effect that I believe this will be satisfactory to all concerned."

FRENCH MINERS LOSE.

Government Arbitrators Again Decide Strikers Are Well Paid. PARIS, Nov. 7.—The Government arbitrators this afternoon announced their decision against increasing the wages of the striking miners in the Department of the Nord. The grounds of the decision are similar to those in the Pas de Calais arbitration, namely that the rates are proportionate to the selling price of coal. The large companies in the Nord have agreed to establish pensions for a term of five years.

REAR AND FRONT OF ROBBED HOUSE ON MADISON AVE., AND INTERIOR DIAGRAM



EMANUEL JACOBUS.

(Continued from First Page.)

robbery. The only place of jewelry she has left is her engagement ring, which she happened to have on her finger. Mr. Schofield, the father-in-law, is a wealthy wholesale dealer in furs at No. 12 Lispenard street.

All the pawnshops here, in Brooklyn and Jersey City are being watched, and the proprietors have been furnished with a minute description of the missing valuables, but if the thieves are as old hands as Capt. Titus thinks they will not be caught this way.

Haigh & Hutchings had a watchman at the Smith house up to two nights ago when he left their employ. He is a Greek named Tony Varanyer and lives at No. 117 West street, was arrested at First Avenue. He is said by one of the Jacobus servants to have been about the premises yesterday morning. The police will ask him what he knows about the case, if anything.

YAKUS MURDER MINERS.

Mexican Indians Said to Have Killed an American and Parity. TUCSON, Ariz., Nov. 7.—Persons returning to Arizona from San Marcial, Sonora, bring reports of a crime committed by Yaqui Indians near that place. J. E. Sullivan, an American superintendent of a mine at La Mesa, was killed and the entire party murdered. Indians in that vicinity have taken to the warpath and are beyond the control of the small Mexican force.

STRANGE MAN IN HIS ROOM.

Policeman Catches an Alleged Burglar, Who Is Held. Magistrate Crane, in Essex Market Court to-day held Joseph Sorber, twenty-four years old, of No. 85 Bowery, for examination on a charge of burglary.

At 2 o'clock this morning Morris Siegel, of No. 817 West street, was awakened by a strange man in his room. He gave an alarm and Patrolman Poynton, of the Union Market Police Station, came in time to catch Sorber as he was leaving the building. Sorber said he had been drinking and was looking for a man named Rice. No one by that name lives in the house.

AN EXPENSIVE TRIP.

But the Air of Old England Failed Him. The brain is composed of thousands of little cells, and these contain a vital substance which is used up during active work and can only be replaced by the right kind of food and drink.

With many people coffee-drinking excites the brain and prevents it from getting the necessary rest, and breaks down and destroys the cells and the soft gray matter therein, nor does coffee supply the food to replace these cells, and this naturally leads to mental exhaustion and nervous prostration.

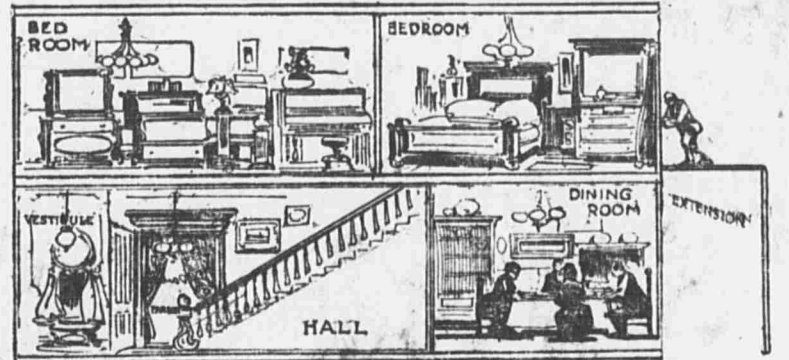
"Some two years ago I was laid low with a very severe attack of nervous prostration, and had to resign my position with a large mercantile house of this city," writes a gentleman from Brooklyn.

"The doctors said my complaint was due to overwork, long hours and insufficient exercise, and recommended a trip to Europe. More dead than alive, I followed their advice and went to England for a short visit, but came back very little improved, and unable to work, sick and disheartened."

"On my return my wife and I went to boarding, and a gentleman living in the house told me of the beneficial results he had experienced by leaving off coffee and using Postum Food Coffee."

"I at once stopped drinking tea or coffee and used Postum, drinking it three times a day, and in a short time found a decided improvement in my condition, and now, I am glad to say, am following my profession again. I do not feel the slightest effects of my old complaint, and I am confident that I owe my present good health to the use of Postum."

"We have two children, and our little girl, who is now two years of age, has been brought up on Postum and Grape-Nuts, and to-day weighs 40 pounds. Pretty good for a child only two years of age." Name given by Postum Co., Battle Creek, Mich.



SILVER STRIKERS GAIN.

Chasers from Shops Affected Join the Smiths.

One hundred and ten chasers have joined the striking silversmiths from the shops which refused the demands of the men for a nine-hour working day. It is also feared that workmen in the other branches of the business may strike to-day.

The manufacturers refuse to disclose what action, if any, they have taken to and the strike, but it is known that if the defection of the workers continues, silver Christmas gifts are likely to become scarce. Seven of the shops have granted the demands of the silversmiths and the chasers, but the others are obdurate.

The Executive Board of the Brotherhood of Silversmiths has notified all silversmiths throughout the country to stay away from New York and thus aid the strikers here. Some of the striking chasers have found employment in brass shops.



The Ills of Women Act upon the Nerves like a Firebrand.

The relation of woman's nerves and generative organs is very close; consequently nine-tenths of the nervous prostration, nervous dependency, "the blues," sleeplessness and nervous irritability of women arise from some derangement of the organism which makes her a woman. Herein we prove conclusively that Lydia E. Pinkham's Vegetable Compound will quickly relieve all this trouble.

Details of a Severe Case Cured in Eau Claire, Wis.

"DEAR MRS. PINKHAM:—I have been ailing from female trouble for the past five years. About a month ago I was taken with nervous prostration, accompanied at certain times before menstruation with fearful headaches. I read one of your books, and finding many testimonials of the beneficial effects of Lydia E. Pinkham's Vegetable Compound, experienced by lady sufferers, I commenced its use, and am happy to state that after using a few bottles I feel like a new woman, aches and pains all gone."

"I am recommending your medicine to many of my friends, and I assure you that you have my hearty thanks for your valuable preparation which has done so much good. I trust all suffering women will use your Vegetable Compound."—MRS. MINNIE TIETZ, 620 First Ave., Eau Claire, Wis. (May 28, 1901.)

Nothing will relieve this distressing condition so surely as Lydia E. Pinkham's Vegetable Compound; it soothes, strengthens, heals and tones up the delicate female organism. It is a positive cure for all kinds of female complaints; that bearing down feeling, backache, displacement of the womb, inflammation of the ovaries, and is invaluable during the change of life, all of which may help to cause nervous prostration.

Read What Mrs. Day Says:

"DEAR MRS. PINKHAM:—I will write you a few lines to let you know of the benefit I have received from taking your remedies. I suffered for a long time with nervous prostration, backache, sick headache, painful menstruation, pain in the stomach after eating, and constipation. I often thought I would lose my mind. I began to take Lydia E. Pinkham's Vegetable Compound and was soon feeling like a new woman. I can not not praise it too highly. It does all that it is recommended to do and more."

"I hope that every one who suffers as I did will give Lydia E. Pinkham's remedies a trial."—MRS. MARIE DAY, Eleanor, Pa. (March 25, 1901.)

Free Medical Advice to Women.

Mrs. Pinkham invites all women to write to her for advice. You need not be afraid to tell her the things you could not explain to the doctor—your letter will be seen only by women, and is absolutely confidential. Mrs. Pinkham's vast experience with such troubles enables her to tell you just what is best for you, and she will charge you nothing for her advice.

Another Case of Nervous Prostration Cured.

"DEAR MRS. PINKHAM:—Allow me to express to you the benefit I have derived from taking Lydia E. Pinkham's Vegetable Compound. Before I started to take it I was on the verge of nervous prostration. Could not sleep nights, and I suffered dreadfully from indigestion and headache. I heard of Lydia E. Pinkham's wonderful medicine and began its use, which immediately restored my health."

"I can heartily recommend it to all suffering women."—MRS. BERTHA E. DEIRKINS, 26½ Lapide St., San Francisco, Cal. (May 21, 1901.)

FORFEIT. If we cannot forthwith produce the original letters and signatures of above testimonials, which will bear their absolute genuineness, \$5,000.

Lydia E. Pinkham's Medicine Co., Lynn, Mass.

B. Altman & Co.

BOYS' CLOTHING for Autumn and Winter.

DOUBLE-BREADED and NORFOLK SUITS of Scotch Tweeds, Cheviots, Plain and Fancy Worsteds and Blue Serges.

SAILOR SUITS of Plain and Fancy Serges, including White and colored styles with detachable silk collars and shields. Also Russian Blouse Suits.

TOP COATS of Kersey cloth, Oxford Frieze and Fancy mixtures.

Children's Top Coats of Gray Squirrel Velvet, trimmed with Beaver and Ermine; Kersey cloth, trimmed with Beaver, Persian Lamb, Ermine and Squirrel.

Select assortments of HATS and CAPS, consisting of White and colored Beavers; Tam o' Shanter of Cloth, Serge, Velvet and Camel's Hair; Silk and Worsted Toggles; Derbys, Alpines, Etc.

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Everybody will give you fifteen-dollar clothing. Nobody will give you clothing at fifteen dollars of the Hecht quality. We manage to squeeze in a little more of the custom tailor's tricks of handwork, a little more character in "get up," a little more quality throughout. You should see "what's what" in the suits we give you at this price. More than fifty distinct styles—a fit for every man, no matter what your shape. Coats made to hold their shape and look the same after the test of wear has been applied.

And those Overcoats at the price of \$15—the swaggiest Kersyes, Meltons and Oxfords. Every length that's proper; plenty of the popular 44 and 50 inch lengths. Invest tomorrow at

\$15

SOME \$25 SURTOU OVERCOATS.

You wouldn't imagine you could buy such ready-to-wear clothing perfection. These Surcoat Overcoats are the properest of the season, and they're tailored with a style that wins. Try one of 'em, and if you don't think you're putting your overcoat dollars into a bonanza, why, don't buy—that's all.

\$12.50 SUITS FOR YOUNG MEN.

They've style to 'em—some with extreme fashion cut—all with a finish that catches the young man's taste. Your proper suit, your proper fit and your proper price are represented in this special clothing offer at...

\$12.50

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| LILLIAN RUSSELL | 2c | BENEFACITOR (10c) | 5c |
| GEO. W. CHILDS 2 for | 5c | HOFFMAN 10c Cigar | 4c |
| CUBANOLA | 3c | L. Torro de la Selva (10c) | 25c |
| La Lealtad Porto Rico | 2c | Florodora Cigars 3 for | 5c |
| BELMONT (10c) | 6c | BELMONT (10c) | 9c |
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| MANANA, Porto Rico Brevas | (\$2.50) | ..1.45 | |
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| BONNIE MAUD, Fine Domestic | (\$2.00) | ..85c | |
| ROYAL SMOKE, Fine Domestic | (\$2.00) | ..1.10 | |
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OPEN EVENINGS.

AN OLD SORE

Will sour the sweetest disposition and transform the most even tempered, lovable nature into a cross-grained and irritable individual. If impatience or fault-finding are ever excusable it is when the body is tortured by an eating and painful sore. It is truly discouraging to find after months of diligent and faithful use of external remedies that the place remains as defiant, angry and offensive as ever. Every chronic sore, no matter on what part of the body it comes, is an evidence of some previous constitutional or organic trouble, and that the dregs of these diseases remain in the system; or, it may be that some long hidden poison—perhaps Cancer—has come to the surface and begun its destructive work.

The blood must be purified before the sore will fill up with healthy flesh and the skin regains its natural color. It is through the circulation that the acid, corroding fluids are carried to the sore or ulcer and keep it irritated and inflamed. S. S. S. will purify and invigorate the stagnant blood when all sediment or other harmful materials are washed out, fresh rich blood is carried to the diseased parts, new tissues form, and the decaying flesh begins to have a healthy and natural look; the discharge ceases and the sore heals.

Several years ago, my wife had a severe sore leg and was treated by the best physicians but received no benefit. Our druggist advised her to try S. S. S., which she did. Fourteen bottles cured her and she has been well ever since.

J. R. MAROLD, 22 Canal St., Cohoes, N. Y.

write us and get the advice of experienced and skilled physicians for which no charge is made. Book on Blood and Skin Diseases free.

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Sale of Men's Winter Suits & Overcoats.

It is well worth your while to read these little clothing talks of ours—they help you when you come to buy—through them we endeavor to show you the superiority of Vogel Brothers' clothing over the ordinary ready-made sort—The fit of our suits and overcoats has made them famous. They're all made with broad, shapely shoulders and long, narrow lapels and collars that fit the neck closely. There isn't a good smart style of suit or overcoat that's missing from our stock, and we can fit any shaped man in any style. This clothes perfection is possible only because we make every garment in our own workrooms. Somewhere between \$10 and \$35 there's an overcoat or suit among the thousands to suit you.

Men's Winter Overcoats at \$12.

Long, loose overcoats, 44 inches long, made with our big, broad shapely shoulders, cut liberally loose all around the body, with a grace and dash and swing of line that are only to be had in our overcoats. They are made of black and Oxford friezes, blue and black kersyes and Oxford gray meltons. Regular price of these overcoats \$15; our price, **\$12**

Sale of Long, Loose Winter Overcoats—the Overcoat We've Made Popular—\$15.

They're cut big and full and loose all around, the collars and lapels are long and narrow, the sleeves wide, the shoulders broad and shapely. The back of the coat is draped in loose, graceful folds from the shoulders to a very wide bottom—some 50 and others 44 inches long—made of Oxford gray friezes and meltons, and kersyes and meltons in blue, black and Oxford, special at \$15.

Men's Winter Overcoats at \$20.

These overcoats at \$20 are the long, full, big-shouldered, loose type, made of meltons, Oxfords and meltons, in blue, brown, Oxford, gray and Cambridge. Ought to be \$25—they're **\$20**

Men's Winter Suits at \$15.

The new 3-button double-breasted, with long lapels, and the military and full back sack styles with broad shapely shoulders and close-fitting collars—made of black and blue Thibets, shaggy black worsted chevrons, and the new greens and grays, made of a long-yarn worsted that gives a wonderfully lustrous, roughish effect to the surface. Come and try on one of these suits at

The Largest and Handsomest Showing of Men's Winter Suits at \$12 in Town.

They're cut in the new military and 3-button double-breasted sack styles, made of Hanover cassimeres, in neat dark patterns, black roughish worsteds, smooth black Thibets and light gray fabrics in the new mottled mixtures. Suits that never sold less than \$15. Special price, \$12.

Men's Winter Suits at \$10.

These \$10 suits of ours are made in the regular, full back, broad-shouldered sack style, and are up to our usual standard of style and workmanship—which means the best. We can fit men in these suits that measure from 33 to 44 chest—the fabrics are all-wool black chevrons and fancy light and dark chevrons. Regular \$14 values at **\$10**

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Made in Scotland.

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